

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

COLLIN MITCHELL OWENS,

Plaintiff,

v.

GUY L. HALL,

Defendant.

No. CV 06-425-AS

OPINION & ORDER

MOSMAN, J.,

On April 19, 2007, Magistrate Judge Ashmanskas issued Findings and Recommendation ("F&R") (#26) in the above-captioned case recommending plaintiff's habeas corpus petition (#1) be denied. No objections were filed.

The magistrate judge makes only recommendations to the court, to which any party may file written objections. The district court is not bound by the recommendations of the magistrate judge, but retains responsibility for making the final determination. Where objections have been made, I conduct a *de novo* review. 28 U.S.C. § 636(b)(1)(C). However, I am not required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge to which no objections are made. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United*

States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003).

Upon review, I agree with Judge Ashmanskas's recommendation to DENY plaintiff's petition (#1), and I ADOPT the F&R as my own opinion.

IT IS SO ORDERED.

DATED this 23rd day of May, 2007.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN
United States District Court